

REMARKS

Claims 1-3, 5-17, 19-29, and 41-44 are pending. Claims 1, 13, and 29 are amended and new claims 42-44 are added by way of this amendment. All pending claims, as amended, are believed to be allowable over the reference cited by the Examiner as discussed below. Accordingly, a Notice of Allowance for the present application is respectfully requested.

Rejections Under 35 U.S.C. §102(3) or §103(a)

Claims 1-3, 5-17, 19-29 and 31-41 stand rejected under 35 U.S.C. §102(e) as being anticipated by, or in the alternative, under 35 U.S.C. §103(a) as obvious over Bash et al.

However, as amended, independent claim 1 generally recites that the data center includes a cooling module that is separate from the computing systems of the at least one modular computing module. Independent claims 13 and 29 recite similar elements.

In contrast, Bash discloses a room 10 that houses both the racks 12 containing the computing systems and the heat exchanger units (HEU 22) or evaporator units distributed in parallel. Bash specifically configured the HEUs 22 to be supported from the ceiling 16 of the room 10. And while Bash mentions (at col. 6, lines 23-26) "that the room 10 may comprise more than one room and that the cooling system 20 may be configured to cool a plurality of rooms," nowhere does Bash disclose or suggest having a room separate from the racks 12 to housing the cooling system, as generally recited in the independent claims.

Withdraw of rejection of claims 1-3, 5-17, 19-29 and 31-41 under 35 U.S.C. §102(e) or §103(a) is respectfully requested.

New Claims 42-44

New claims 42-44 include elements deleted from amended claims 1, 13, and 29 and thus add no new matter. In addition, new claims 42-44 are also believed to be allowable at least because the claims from which they depend are believed to be allowable as discussed above.

CONCLUSION

Applicants believe that all pending claims are allowable and respectfully request a Notice of Allowance for this application from the Examiner. Should the Examiner believe that a

telephone conference would expedite the prosecution of this application, the undersigned can be reached at the telephone number set out below.

In the unlikely event that the transmittal letter accompanying this document is separated from this document and the Patent Office determines that an Extension of Time under 37 CFR 1.136 and/or any other relief is required, Applicant hereby petitions for any required relief including Extensions of Time and/or any other relief and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. **50-1217** (Order No. **GOOGP015**).

Respectfully submitted,



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